

MICHAEL DONAHOE  
Deputy Federal Defender  
Federal Defenders of Montana  
Helena Branch Office  
50 West 14th Street, Suite 1  
Helena, Montana 59601  
Phone: (406) 449-8381  
Fax: (406) 449-5651  
Email: michael\_donahoe@fd.org  
Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MICHAEL BLAKE DeFRANCE,

Defendant.

**CR 21-29-M-DLC**

**DEFENDANT DeFRANCE'S  
UNOPPOSED MOTION TO SET  
A BENCH TRIAL**

**MOTION**

Michael Blake DeFrance (Mr. DeFrance), by and through his attorney Michael Donahoe and the Federal Defenders of Montana, hereby requests that the Court set this matter for a bench trial.

Mr. DeFrance has been advised of his right to trial by jury. Mr. DeFrance has been provided with a waiver form and has signed the waiver of his jury trial rights. That waiver is filed under separate cover (*see* ECF No. 87).

**CONTACT WITH OPPOSING COUNSEL**

Assistant United States Attorney, Jennifer S. Clark, on behalf of the government, does not oppose this motion.

**CONCLUSION**

WHEREFORE, Mr. DeFrance prays the Court will set this case for a bench trial.

RESPECTUFLY SUBMITTED this 8<sup>th</sup> day of March, 2022.

/s/ Michael Donahoe  
MICHAEL DONAHOE  
Deputy Federal Defender  
Counsel for Defendant

**CERTIFICATE OF SERVICE  
L.R. 5.2(b)**

I hereby certify that on March 8, 2022, a copy of the foregoing document was served on the following persons by the following means:

1 CM-ECF

2 Mail

1. CLERK, UNITED STATES DISTRICT COURT

1. JENNIFER S. CLARK  
Assistant U.S. Attorney  
U.S. Attorney's Office  
District of Montana  
105 E. Pine, 2nd Fl.  
P.O. Box 8329  
Missoula, MT 59807  
Counsel for the United States of America

2. MICHAEL BLAKE DeFRANCE  
Defendant

/s/ Michael Donahoe  
FEDERAL DEFENDERS OF MONTANA